

**VILLAGE OF SOUTH LEBANON, OHIO
RESOLUTION NO. 2017-58**

**A RESOLUTION INDICATING MUNICIPAL SERVICES TO BE PROVIDED TO
CERTAIN REAL PROPERTY PROPOSED TO BE ANNEXED TO THE VILLAGE OF
SOUTH LEBANON, OHIO, FROM HAMILTON TOWNSHIP, WARREN COUNTY,
AND DECLARING AN EMERGENCY**

WHEREAS, pursuant to R.C. 709.023, real estate consisting of 222.745 acres of real property was identified in a petition for annexation (the "River Corridor Annexation") filed with the Board of County Commissioners of Warren County, Ohio, on November 1, 2017, notice of such filing which, along with a copy of the petition, its attachments and documents accompanying the petition as filed were duly served upon the Village of South Lebanon as prescribed by law, and are on file with the Village Fiscal Officer/Clerk; and

WHEREAS, R.C. 709.023(C) and R.C. 709.023(E)(6) provides that the municipality to which any such land is proposed to be annexed shall indicate those services it will provide to such land and an approximate date by which it will provide them to the territory proposed for annexation upon annexation; and

WHEREAS, R.C. 709.023(C) requires council to adopt a resolution indicating such services within twenty (20) days after the date the petition is filed; and

WHEREAS, immediate action is required to assure this resolution is submitted to the Board of County Commissioners within the timeframe specified in the Ohio Revised Code, and such action is necessary in order to preserve the public peace, health, safety or welfare of the Village.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of South Lebanon, Ohio, at least two-thirds of all members elected thereto concurring:

Section 1. In the event the above-referenced 222.745 acres of real property known as the "River Corridor Annexation" are annexed to the Village of South Lebanon from Hamilton Township, Warren County, Ohio, the Village of South Lebanon will provide the entire annexed territory with the following services: police protection, snow and ice removal, zoning, a planning and zoning department with the full range of services including review, permit, inspection and developmental services, and waste collection. These services shall be available and provided when the Village of South Lebanon's resolution or

ordinance accepting the annexation becomes final as provided by law. Services will be provided by the Village of South Lebanon to the annexation territory on the same terms and conditions and subject to the rates, rules and regulations established by city ordinances including the codified ordinances of the Village of South Lebanon as they are provided to properties located within the Village of South Lebanon.

Section 2. The Council of the Village of South Lebanon supports the River Corridor annexation.

Section 3. The Clerk is directed to provide a certified copy of this Resolution to J. William Duning, Agent, for immediate transmittal to and filing with the Board of County Commissioners of Warren County, Ohio.

Section 4. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

Section 5. That this Resolution is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and this Resolution shall be in full force and effective immediately upon its passage.

Section 6. That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

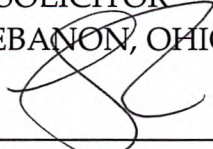
Adopted this 16th day of November, 2017.

Attest: Nicole Armstrong James D. Smith
Nicole Armstrong, Fiscal Officer/Clerk James D. Smith, Mayor

Rules Suspended: <u>11/16</u> /2017 (if applicable)	Effective Date – / /2017
Vote - <u>5</u> Yeas <u>1</u> Nays	
First Reading – / /2017	Effective Date – / /2017
Second Reading – / /2017	
Third Reading – / /2017	
Vote - ____ Yeas ____ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON
VILLAGE SOLICITOR
SOUTH LEBANON, OHIO

By: 
Date: 11 / 16 / 2017